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•Practice Limited to
Federal Agencies

May 16, 2005

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Commissioner for Patents
PO Box 1450
Alexandria, VA 22313-1450

Re: U.S. Utility Patent Application
Application No. 09/830,964; § 371 Date: November 5, 2001
For: **Methods of Purifying Recombinant Human Erythropoietin from Cell Culture Supernatants**
Inventors: Carcagno *et al.*
Our Ref: 1909.0030002/PAJ/NJL

Sir:

Transmitted herewith for appropriate action are the following documents:

1. Amendment and Reply Under 37 C.F.R. § 1.116; and
2. One (1) return postcard.

It is respectfully requested that the attached postcard be stamped with the date of filing of these documents, and that it be returned to our courier. In the event that extensions of time are necessary to prevent abandonment of this patent application, then such extensions of time are hereby petitioned.

Commissioner for Patents
May 16, 2005
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The U.S. Patent and Trademark Office is hereby authorized to charge any fee deficiency, or credit any overpayment, to our Deposit Account No. 19-0036.

Respectfully submitted,

STERNE, KESSLER, GOLDSTEIN & FOX P.L.L.C.

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PAJ/NJL:cpn
Enclosures

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**Amendment Under 37 C.F.R. § 1.116
Expedited Procedure – Art Unit 1654**

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of:

Carcagno *et al.*

Appl. No.: 09/830,964

§ 371 Date: November 5, 2001

For: **Methods of Purifying Recombinant
Human Erythropoietin from Cell
Culture Supernatants**

Confirmation No.: 5291

Art Unit: 1654

Examiner: Tate, Christopher Robin

Atty. Docket: 1909.0030002/PAJ/NJL

Amendment and Reply Under 37 C.F.R. § 1.116

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Commissioner for Patents
PO Box 1450
Alexandria, VA 22313-1450

Sir:

In reply to the Office Action dated February 24, 2005, Applicants submit the following Amendment and Remarks. This Amendment is provided in the following format:

- (A) Each section begins on a separate sheet;
- (B) Starting on a separate sheet, a complete listing of all of the claims:

- in ascending order;
- with status identifiers; and
- with markings in the currently amended claims; and

- (C) Starting on a separate sheet, the Remarks.

It is not believed that extensions of time or fees for net addition of claims are required beyond those that may otherwise be provided for in documents accompanying this paper. However, if additional extensions of time are necessary to prevent

abandonment of this application, then such extensions of time are hereby petitioned under 37 C.F.R. § 1.136(a), and any fees required therefor (including fees for net addition of claims) are hereby authorized to be charged to our Deposit Account No. 19-0036.